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OIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: FISH

Art Unit: 1645

Application No.: 09/763,415

Conf. No. 9137

Examiner: J.A. HINES

Filed: May 16, 2001

Washington, D.C.

For: METHOD AND KIT FOR THE DETERMINATION...

Atty.'s Docket: FISH 4

Date: July 21, 2003

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BOX AF

THE COMMISSIONER OF PATENTS AND TRADEMARKS
U.S. Patent and Trademark Office
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Customer Window, Mail Stop: AF
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Arlington, Virginia 22202

RESPONSE UNDER 37 CFR 1.110

EXPEDITED PROCEDURE

EXAMINING GROUP

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Sir:

Transmitted herewith is a [] Amendment [X] Amendment After Final
in the above-identified application.

[] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27

[] No additional fee is required.

[X] The fee has been calculated as shown below.

	(Col. 1)		(Col. 2)		(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA EQUALS
TOTAL	10	MINUS	** 20		0
INDEP.	2	MINUS	*** 3		0

FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 42	\$
+ 140	\$
ADDITIONAL FEE TOTAL	

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 84	\$
+ 280	\$
OR TOTAL	

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity
Response Filed Within
[] First - \$ 55.00
[] Second - \$ 205.00
[X] Third - \$ 465.00
[] Fourth - \$ 725.00
Month After Time Period Set

Other Than Small Entity
Response Filed Within
[XX] First - \$ 110.00
[] Second - \$ 410.00
[] Third - \$ 930.00
[] Fourth - \$ 1450.00
Month After Time Period Set

[] Less fees (\$) already paid for month(s) extension of time on

[] Please charge my Deposit Account No. 02-4035 in the amount of \$

[XX] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$110.00.

[] A check in the amount of \$ is attached (check no.).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

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ATTY.'S DOCKET: FISH 4

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AMENDMENT AFTER FINAL

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In response to the Office Action of
March 20, 2003, for which a one-month extension of time
to respond is hereby requested, please enter the
following amendment:

Amendments to the Claims are reflected in the listing of
claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.

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